IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 2929 of 2005

Between:

G. Nageswarudu S/o. Pedda Naganna, Hindu
M/s. Lakshmi Lavanya Slab Polishing Industry, Hussainapuram
Village, Banaganapalle Mandal, Kurnool DIstrict. (Service Connection No.17).

..... PETITIONER

AND

1 The Andhra Pradesh Transco, Rep. by its Managing Director, Vidyutsoudha, Hyderabad.
2 The Superintending Engineer, A.P. Transco, Kurnool, Kurnool District.
3 The Assistant Divisional Engineer, Electricity, A.P. Transco, Banaganapalle, Kurnool District.
4 Assistant Electrical Engineer, A.P. Transco, Banaganapalle, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more one in the nature of WRIT OF MANDAMUS declaring the action of the respondents in not supplying electricity to the petitioner's slab polishing unit uninterruptedly on par with the slab polishing units situated in and around Banaganapalle Town, Kurnool District and supplying only 7 hours power to the petitioner's unit as illegal, arbitrary, discriminatory and consequently direct the respondents to provide uninterrupted power supply to the petitioner's unit Service Connection No.17 situated in Hussainapauram Village, Banaganapalle Mandal, Kurnool district on par with the slab polishing units situated in and around Banaganapalle town, Kurnool District or in alternatively direct the respondents to connect the petitioner's unit service line to the 33 KV line existing near by the petitioner's unit for uninterrupted power supply and pass such other order or orders as deem fit and proper.

Counsel for the Petitioner: MR.M.SUBBA REDDY

Counsel for the Respondents: MR.M.SREERAMULU REDDY

The Court at the stage of admission made the following :

***ORAL ORDER*:**

Challenging the inaction of the respondents in supplying power to his slab-polishing unit uninterruptedly on par with the slab polishing units situated in and around Banaganpalle town, Kurnool District, and supplying power only for seven hours per day to his unit, petitioner filed this writ petition.

Today when the matter is taken up for hearing, the learned counsel for the petitioner submitted that the subject matter of the writ petition is squarely covered by the order of a learned single Judge of this Court in Writ Petition No. 20758 of 2004 dated 6-12-2004 and he further submitted that the learned Judge, after hearing both sides, disposed of the above writ petition, which was filed under similar set of facts and circumstances, with a direction that the respondents therein shall continue the same category of supply, in terms of duration as well as voltage to the petitioners therein, subject to their payment of consumption charges regularly.

Recording the above submission made by the learned counsel for the petitioner, this writ petition is also disposed of at the stage of admission, with the same observations and directions as were made in the above writ petition. No costs.

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kvsn 28-04-2005

To

1 The Andhra Pradesh Transco, Rep. by its Managing Director, Vidyutsoudha, Hyderabad.
2 The Superintending Engineer, A.P. Transco, Kurnool, Kurnool District.
3 The Assistant Divisional Engineer, Electricity, A.P. Transco, Banaganapalle, Kurnool District.
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5 Two CD copies.